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# California Regional Water Quality Control Board

## Los Angeles Region

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Bill Palermo  
Conejo Recreation & Park District  
155 E. Wilbur Road  
Thousand Oaks, CA 91360

### CONDITIONAL CERTIFICATION FOR PROPOSED OLD MEADOW PARK SOCCER FIELD & PAIGE LANE TRAIL PROJECT (CORPS' PROJECT NO. 2001-00082-SDM), LANG CREEK, CITY OF THOUSAND OAKS, VENTURA COUNTY (FILE NO. 01-128)

Dear Mr. Palermo:

Regional Board staff has reviewed your request on behalf of the Conejo Recreation & Park District (the Applicant) for a Clean Water Act Section 401 Water Quality Certification for the above-referenced project. Your application was deemed complete on December 14, 2001.

I hereby certify that there is a reasonable assurance that the discharge from **Old Meadow Park soccer Field & Paige Lane Trail project**, as proposed and described in Attachment A, if performed in accordance with all applicable water quality objectives, prohibitions, and policies set forth in the *Water Quality Control Plan, Los Angeles Region* (1994), and in accordance with the conditions specified in Attachment B, will comply with the applicable water quality standards and other appropriate requirements, including the provisions of Sections 301, 302, 303, 306, and 307 of the Clean Water Act.

The Applicant shall be liable civilly for any violations of this certification in accordance with the California Water Code. This Certification does not eliminate the Applicant's responsibility to comply with any other applicable laws, requirements and/or permits.

Should you have questions concerning this certification action, please contact Valerie Carrillo, Section 401 Program, at (213) 576-6759.

\_\_\_\_\_[Original signed by]\_\_\_\_\_  
Dennis A. Dickerson  
Executive Officer

\_\_\_\_\_  
January 3, 2002  
Date

### California Environmental Protection Agency

\*\*\*The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption\*\*\*  
\*\*\*For a list of simple ways to reduce demand and cut your energy costs, see the tips at: <http://www.swrcb.ca.gov/news/echallenge.html>\*\*\*



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Our mission is to preserve and enhance the quality of California's water resources for the benefit of present and future generations.

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## ATTACHMENT A

### Project Information File No. **01-128**

1. Applicant: Conejo Recreation & Park District  
155 E. Wilbur Road  
Thousand Oaks, CA 91360  
Phone: (805) 495-6470 Fax: (805) 497-3199
2. Applicant's Agent:
3. Project Name: **Old Meadow Park Soccer Field & Paige Lane Trail**
4. Project Location: Thousand Oaks, Ventura County  
Range R19W; Township T1N  
Latitude: N 34°12'09", N34°11'34"  
Longitude: W118°50'51", W118°51'42"
5. Type of Project: Streambed Restoration
6. Project Description: 

The proposed project is to repair two washed out areas along the Lang Creek in Thousand Oaks, California. The first restoration will occur at the Old Meadow Park Soccer Field. The soccer field repair will include excavation of the northeast corner of the field and stream bank in order to place a rock rip-rap protection and fill slope. Approximately 180 linear feet of stream bank will be restored. The surface will be covered with soil and revegetated with native species.

The Paige Lane repair will include construction and backfill of an Enviro-Block retaining wall system to support the east bank of the creek. The wall will be founded with bedrock and backfilled with freely-drained material to control the buildup of hydro-static forces behind the wall. Approximately 77 linear feet of will be restored at this location. Revegetation with native species will restore the area to its original state.
7. Federal Agency/Permit: U.S. Army Corps of Engineers  
NWP No. 33 (Permit No. 2001-00082-SDM)
8. Other Required California Department of Fish and Game

## ATTACHMENT A

### Project Information File No. **01-128**

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|--|--|
| Regulatory Approvals:  | Streambed Alteration Agreement (Notification No. R5-2001-0227)   |
| 9. California Environmental Quality Act (CEQA) Compliance:           | The proposed project is Categorically Exempt from CEQA pursuant to the CEQA Guidelines, Section 15301 (Existing Facilities) and Section 15302 (Replacement or Reconstruction).   |
| 10. Receiving Water:   | Lang Creek tributary to Arroyo Conejo Creek, (Hydrologic Unit No. 403.64)  |
| 11. Designated Beneficial Uses:                                      | MUN, GWR, FRSH, REC-1, REC-2, WARM, WILD, SPWN   |
| 12. Impacted Waters of the United States:                            | Streambed (vegetated): 257 temporary linear feet   |
| 13. Dredge Volume:   | 100 cubic yards at Paige Lane  |
| 14. Related Projects Implemented/to be Implemented by the Applicant: | The Applicant is planning the restoration and flood damage repair of four additional sites along the Wildwood Creek in Thousand Oaks, California. Also, further repair of the bank at Old Meadows is planned. The bank at the Old Meadows Soccer Field location was destabilized further along the park perimeter for a distance in excess of 320 feet. This restoration will occur similarly to those proposed in this certification and permanent impacts are not anticipated. |
| 15. Avoidance/Minimization Activities:                               | <p>The Applicant has proposed several Best Management Practices, including, but not limited to, the following:</p> <ul style="list-style-type: none"><li>• All temporarily disturbed areas shall be restored and revegetated at a one to one ratio;</li><li>• Only native plants to common to the vicinity will be planted;</li></ul>  |

## **ATTACHMENT A**

### **Project Information**

**File No. 01-128**

- Plants selected will be chosen to both improve wildlife values and provide erosion control; and
- Sandbags or other temporary dams will be utilized to assure that the stream flow does not enter the construction site.

16. Proposed  
Compensatory  
Mitigation:

The Applicant has proposed to restore and revegetate 257 linear feet of streambed in order to offset the temporary impacts associated with the project.

## ATTACHMENT B

### Conditions of Certification File No. 01-128

#### STANDARD CONDITIONS

Pursuant to §3860 of Title 23 of the California Code of Regulations (23 CCR), the following three standard conditions shall apply to this project:

1. This certification action is subject to modification or revocation upon administrative or judicial review, including review and amendment pursuant to §13330 of the California Water Code and Article 6 (commencing with 23 CCR §3867).
2. This certification action is not intended and shall not be construed to apply to any activity involving a hydroelectric facility and requiring a Federal Energy Regulatory Commission (FERC) license or an amendment to a FERC license unless the pertinent certification application was filed pursuant to 23 CCR Subsection 3855(b) and the application specifically identified that a FERC license or amendment to a FERC license for a hydroelectric facility was being sought.
3. Certification is conditioned upon total payment of any fee required pursuant to 23 CCR Chapter 28 and owed by the Applicant.

#### ADDITIONAL CONDITIONS

Pursuant to 23 CCR §3859(a), the Applicant shall comply with the following additional conditions:

1. The Applicant shall submit to this Regional Board copies of any other final permits and agreements required for this project, including, but not limited to, the U.S. Army Corps of Engineers' Section 404 Permit and the California Department of Fish and Game's Streambed Alteration Agreement. **These documents shall be submitted prior to any discharge to waters of the state.**
2. Fueling, lubrication, maintenance, operation, and storage of vehicles and equipment shall not result in a discharge or a threatened discharge to waters of the state. At no time shall the Applicant use any vehicle or equipment which leaks any substance that may impact water quality. Staging and storage areas for vehicles and equipment shall be located outside of waters of the state.
3. No construction material, spoils, debris, or any other substances associated with this project that may adversely impact water quality standards, shall be located in a manner which may result in a discharge or a threatened discharge to waters of the state.

## ATTACHMENT B

### Conditions of Certification File No. 01-128

4. The Applicant shall not conduct any construction activities within waters of the state during a rainfall event. The Applicant shall maintain a **five-day (5-day) clear weather forecast** before conducting any operations within waters of the state.
5. No activities shall involve wet excavations (i.e., no excavations shall occur below the seasonal high water table). A minimum **5-foot** buffer zone shall be maintained above the existing groundwater level. If construction or groundwater dewatering is proposed or anticipated, the Applicant shall file a **Report of Waste Discharge** to this Regional Board and obtain any necessary NPDES permits/Waste Discharge Requirements prior to discharging waste. Sufficient time should be allowed to obtain any such permits (generally 180 days). If groundwater is encountered without the benefit of appropriate permits, the Applicant shall cease all activities in the areas where groundwater is present, file a Report of Waste Discharge to this Regional Board, and obtain any necessary permits prior to discharging waste.
6. All surface waters, including ponded waters, shall be diverted away from areas undergoing grading, construction, excavation, vegetation removal, and/or any other activity which may result in a discharge to the receiving water. If surface water diversions are anticipated, the Applicant shall develop and submit a **Surface Water Diversion Plan** to this Regional Board. The plan shall include the proposed method and duration of diversion activities, erosion and sediment controls, and a map or drawing indicating the locations of diversion and discharge points. The plan shall be submitted prior to any surface water diversions. If surface flows are present, then upstream and downstream monitoring for pH, temperature, dissolved oxygen, turbidity, and total suspended solids shall be implemented. These constituents shall be monitored on a **daily** basis during the first week of diversion activities, and then on a **weekly** basis, thereafter, until the in-stream work is complete. Results of the analyses shall be submitted to this Regional Board by the **15th** day of each subsequent sampling month. A map or drawing indicating the locations of sampling points shall be included with each submittal. Diversion activities shall not result in the degradation of beneficial uses or exceedance of water quality objectives of the receiving waters. Any such violations may result in corrective and/or enforcement actions, including increased monitoring and sample collection.
7. The Applicant shall restore the proposed **257 linear feet** of TEMPORARY IMPACTS to waters of the United States and all other areas of temporary disturbance which could result in a discharge or a threatened discharge to waters of the state. Restoration shall include grading of disturbed areas to pre-project contours and revegetation with native species. The Applicant shall implement appropriate Best Management Practices to control erosion and runoff from areas associated with this project.

## ATTACHMENT B

### Conditions of Certification File No. 01-128

8. The Applicant shall provide COMPENSATORY MITIGATION for the proposed temporal loss of **257 linear feet** waters of the United States by restoring riparian habitat at a minimum 1:1 area replacement ratio (**257 linear feet**).
9. The Applicant shall submit to this Regional Board **Annual Monitoring Reports** documenting the success of all restoration and mitigation efforts, including, percent survival by plant species and percent cover. The reports shall include discussion of any monitoring activities and exotic plant control efforts. Representative photographs from designated stations shall be included in the reports. The reports shall be submitted by **January 1<sup>st</sup>** of each year for a period of **five (5) years** after planting.
10. All communications regarding this project and submitted to this Regional Board shall identify the Project File Number **01-128**. Submittals shall be sent to the attention of the Nonpoint Source Unit.
11. Any modifications of the proposed project may require submittal of a new Clean Water Act Section 401 Water Quality Certification application and appropriate filing fee.
12. *Enforcement:*
  - (a) In the event of any violation or threatened violation of the conditions of this certification, the violation or threatened violation shall be subject to any remedies, penalties, process or sanctions as provided for under state law. For purposes of section 401(d) of the Clean Water Act, the applicability of any state law authorizing remedies, penalties, process or sanctions for the violation or threatened violation constitutes a limitation necessary to assure compliance with the water quality standards and other pertinent requirements incorporated into this certification.
  - (b) In response to a suspected violation of any condition of this certification, the State Water Resources Control Board (SWRCB) may require the holder of any permit or license subject to this certification to furnish, under penalty of perjury, any technical or monitoring reports the SWRCB deems appropriate, provided that the burden, including costs, of the reports shall be a reasonable relationship to the need for the reports and the benefits to be obtained from the reports.
  - (c) In response to any violation of the conditions of this certification, the SWRCB may add to or modify the conditions of this certification as appropriate to ensure compliance.